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APR 30 2007

OFFICE OF PETITIONS

In re Application of

Reuben Hertz

Application No. 09/939,865

Filed: August 27, 2001

Attorney Docket No.

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DECISION ON PETITION

This is a decision on the renewed petition under 37 CFR §1.137(b), January 20, 2007, to revive the above-identified application.

The decision mailed April 20, 2007, is **vacated**.

The renewed petition is **granted**.

This application became abandoned for failure to timely remit the issue fee of \$700.00 and publication fee of \$300.00 as required by the Notice of Allowance and Issue Fee Due (the "Notice") mailed April 28, 2006. The Notice set forth a three (3) month statutory period for reply. No response was received within the allowable period. Accordingly, this application became abandoned on July 29, 2006. A Notice Abandonment was mailed August 30, 2006.


The issue fee and publication fee were received on September 5, 2006.

Form PTOL-85B, filed September 5, 2006, is noted and made of record.

The petition fee was received on April 26, 2007.

The application is being directed to the Office of Patent Publications for further processing.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3222.


Kenya A. McLaughlin
Petitions Attorney
Office of Petitions